2013 DRAFTING REQUEST

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Received:

12/13/2013

Received By:

emueller

Wanted:

As time permits

Same as LRB:

-1462

For:

John Spiros (608) 266-1182

By/Representing: Katherine Bates

May Contact:

Drafter:

emueller

Subject:

Transportation - traffic laws

Addl. Drafters:

Extra Copies:

ARG

Submit via email:

YES

Requester's email:

Rep.Spiros@legis.wisconsin.gov

Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Prohibit cell phone use in highway construction zone

Instructions:

Same as 13-1462/1

Drafting History:

Vers. Drafted

Reviewed **Typed** **Proofed**

Submitted

Jacketed

Required

emueller /1

kfollett 12/13/2013 12/13/2013 rschluet

12/13/2013

srose 12/13/2013 lparisi

12/16/2013

FE Sent For:

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2013 DRAFTING REQUEST

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For:	Jol	John Spiros (608) 266-1182		E	sy/Representing:	Katherine Bates	
May C	ontact:			D	Prafter:	emueller	
Subject: Transportation - traffic laws		A	ddl. Drafters:				
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Vers.	<u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
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emueller

EW.

FE Sent For:

<END>

<u>Typed</u>

Jacket per EVM

Mueller, Eric

From:

Bates, Katherine

Sent:

Friday, December 13, 2013 2:22 PM

To:

Mueller, Eric

Subject:

Draft

Happy Friday Eric!

If I could get the Assembly companion for LRB 1462 jacketed whenever you have a free minute I would appreciate it.

Katherine Bates

Office of Representative John Spiros 86th Assembly District State Capitol – 17 North 608-266-1183



State of Misconsin 2013 - 2014 LEGISLATURE



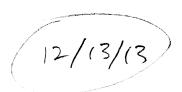
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2013 BILL





1 AN ACT to amend 346.95 (1); and to create 346.89 (5) of the statutes; relating

to: the use of a cellular or other wireless telephone while driving a motor vehicle

in a construction zone and providing a penalty.

Analysis by the Legislative Reference Bureau

Current law prohibits inattentive driving of a motor vehicle, which includes: 1) being so engaged or occupied, while driving a motor vehicle, as to interfere with the safe driving of the vehicle; 2) driving a motor vehicle while composing or sending an electronic text message or an e-mail message, subject to various exceptions; and 3) a probationary license or instructional permit holder driving a motor vehicle while using a cellular or other wireless telephone. Any person convicted of the first two forms of inattentive driving may be required to forfeit not less than \$20 nor more than \$400 and any person convicted of the third form of inattentive driving may be required to forfeit not less than \$20 nor more than \$40 for a first offense and not less than \$50 nor more than \$100 for a second or subsequent offense within a year.

This bill prohibits a person from driving a motor vehicle while using a cellular or other wireless telephone in a construction zone, unless the person uses the telephone without the use of his or her hands. The prohibition includes using the telephone for a purpose other than communication. Persons who violate this prohibition may be required to forfeit not less than \$20 nor more than \$40 for a first

BILL

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offense, and not less than \$50 nor more than \$100 for a second or subsequent offense within one year.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 346.89 (5) of the statutes is created to read:

346.89 (5) No person may drive, as defined in s. 343.305 (1) (b), any motor vehicle while using a cellular or other wireless telephone, including using the telephone for a purpose other than communication, where persons engaged in work in a highway maintenance or construction area or in a utility work area are at risk from traffic, unless the driver uses the telephone without the use of his or her hands.

SECTION 2. 346.95 (1) of the statutes is amended to read:

346.95 (1) Any person violating s. 346.87, 346.88, 346.89 (2) or, (4), or (5), 346.90 to 346.92, or 346.94 (1), (9), (10), (11), (12), or (15) may be required to forfeit not less than \$20 nor more than \$40 for the first offense and not less than \$50 nor more than \$100 for the 2nd or subsequent conviction within a year.

SECTION 3. Effective date.

(1) This act takes effect on the first day of the 7th month beginning after publication.

15 (END)